

IN THE SUPREME COURT OF THE STATE OF DELAWARE

GRAYLING R. DAVIS,

Plaintiffs Below,
Appellant,

v.

THE ESTATE OF MARY S.
PERRY (a/k/a Mary E. Perry, Mary
Shockley, Reba Davis, Mary
Monroe), WILLIAM SMITH, and
MARVIN SMITH,

Defendants Below,
Appellees.

§

§ No. 46, 2013

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§ Court Below-Court of Chancery
§ of the State of Delaware

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§ C.A. No. 2419 VCG

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Submitted: February 18, 2013

Decided: February 20, 2013

ORDER

This 20th day of February 2013, it appears to the Court that, on February 5, 2013, the Senior Court Clerk issued a notice to appellant to show cause why this appeal should not be dismissed for his failure to file his notice of appeal in a timely manner. The appellant has failed to respond to the notice to show cause within the required ten-day period, and dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Supreme Court Rules 3(b) and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Jack B. Jacobs
Justice